

BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO

TAWNYA KINNEY-DUGGER,)	
)	
Claimant,)	IC 05-007487
)	
v.)	
)	ORDER
TRI STATE EMPLOYMENT SERVICES/)	
SRT AND STAFFING SERVICES/)	Filed November 7, 2006
RESOURCES,)	
)	
Employer,)	
)	
and)	
)	
WAUSAU UNDERWRITERS)	
INSURANCE COMPANY,)	
)	
Surety,)	
)	
Defendants.)	
_____)	

Pursuant to Idaho Code § 72-717, Referee Michael E. Powers submitted the record in the above-entitled matter, together with his proposed findings of fact and conclusions of law to the members of the Idaho Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendation of the Referee. The Commission concurs with this recommendation. Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusions of law as its own.

Based upon the foregoing reasons, IT IS HEREBY ORDERED that:

1. Claimant has failed to prove that her exposure to chemical fumes caused or contributed to the stroke she suffered on March 25, 2005.
2. Claimant is not entitled to an award of attorney fees.

3. Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to all issues adjudicated.

DATED this __7th__ day of __November____, 2006.

INDUSTRIAL COMMISSION

____/s/_____
Thomas E. Limbaugh, Chairman

____/s/_____
James F. Kile, Commissioner

____/s/_____
R. D. Maynard, Commissioner

ATTEST:

____/s/_____
Assistant Commission Secretary

CERTIFICATE OF SERVICE

I hereby certify that on the __7th__ day of __November____, 2006, a true and correct copy of the foregoing **ORDER** was served by regular United States Mail upon each of the following persons:

DANIEL A MILLER
209 W MAIN ST
BOISE ID 83702-7263

MONTE R WHITTIER
PO BOX 6358
BOISE ID 83707-6358

____/s/_____

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